

Message Text

LIMITED OFFICIAL USE

PAGE 01 GENEVA 03876 251112Z

12

ACTION IO-14

INFO OCT-01 ADP-00 L-03 EB-11 COME-00 AF-10 ARA-16 EA-11

EUR-25 NEA-10 RSC-01 AID-20 TRSE-00 PM-07 NSC-10

SS-15 CIAE-00 INR-10 NSAE-00 SSO-00 NSCE-00 INRE-00

RSR-01 /165 W

----- 048774

O R 251100Z JUL 73

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 726

INFO USMISSION USUN NEW YORK

LIMITED OFFICIAL USE GENEVA 3876

DEPARTMENT FOR MCDONALD (IO) AND L

E.O. 11652: N/A

TAGS: ECOSOC

REF: GENEVA 3831

1. AS DEPT AWARE OUR CHANCES OF SUCCESS (STILL REMOTE) DEPENDS ON SUCCESSFULLY EXECUTING OUR PROCEDURAL STRATEGY BASED ON RULE 66 OF ECOSOC RULES, I.E., THAT PARA 4 ICJ DRAFT RESOLUTION IS PURELY PROCEDURAL MATTER AND NOT SUBSTANCE AND IN EFFECT A MOTION REQUIRING (LEBANESE DRAFT RESOLUTION).

2. DEPT ALSO AWARE THAT THERE IS LACK OF SOPHISTICATED LEGAL TALENT AMONG MOST DELS. WE KNOW FROM CORRIDOR DISCUSSIONS WE WILL BE REQUIRED TO DEMONSTRATE OBVIOUS RIGHTNESS OF OUR POSITION. WE MUST DEMONSTRATE TWO BASIC PROPOSITIONS: A) THAT PARA 4 OF OUR RESOLUTION IS IN FACT PROCEDURAL MOTION WITHIN RULE 66 AND B) THAT THERE IS NO SUBSTANTIAL QUESTION OF THE COMPETENCE OF ECOSOC TO MAKE THE REQUEST AND HENCE NO OPPOSING MOVE
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 GENEVA 03876 251112Z

CAN BE MADE UNDER RULE 57 TO GET A VOTE PRIOR TO A VOTE

ON OUR RESOLUTION.

3. THEREFORE REQUEST ON URGENT BASIS FROM DEPT FOLLOWING:

A) DESCRIPTION ANY PRIOR PRECEDENT RE ECOSOC REQUEST FOR
ICJ ADVISORY OPINION UNDER 89(I), B) CONSTRUCTION OF GA
RESOLUTION 89(I) ON ISSUE WHETHER RESOLUTION AUTHORIZES
REQUEST DIRECT FROM COUNCIL TO COURT OR MERELY PERMITS
ORIGINATION REQUEST IN ECOSOC THEN THROUGH GENERAL
ASSEMBLY TO COURT AND C) ANY PRECEDENT ON CONSTRUCTION
LAST PARA ECOSOC RULE 66, PARTICULARLY WHERE REQUEST FOR
POSTPONEMENT RESTS UPON PRIOR REQUEST FOR SUBSTANTIVE
OPINION.BASSIN

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 25 JUL 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973GENEVA03876
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730712/aaaaairm.tel
Line Count: 74
Locator: TEXT ON-LINE
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 73 GENEVA 3831
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 02 OCT 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <02-Oct-2001 by elyme>; APPROVED <03-Dec-2001 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: n/a
TAGS: AORG, ECOSOC
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005